

GRASSLAND WATER DISTRICT

RESOLUTION # 01 - 02

RESOLUTION OF THE BOARD OF DIRECTORS

AUTHORIZING EXECUTION OF A LONG-TERM WATER SUPPLY CONTRACT BETWEEN THE UNITED STATES AND THE GRASSLAND WATER DISTRICT PURSUANT TO THE CENTRAL VALLEY PROJECT IMPROVEMENT ACT

WHEREAS, Section 3406(d) of the Central Valley Project Improvement Act ("CVPIA"), Title 34 of the Act of October 30, 1992 (106 Stat. 4706), requires the Secretary of the Interior to enter into long-term contractual agreements with appropriate parties to provide firm water supplies of suitable quality to maintain and improve certain wetland habitat areas in the Central Valley in furtherance of the objectives of the Central Valley Habitat Joint Venture and the Central Valley Project to restore and enhance fish and wildlife and associated habitats; and

WHEREAS, the privately-owned and managed wetlands within the Grassland Resource Conservation District ("GRCD") are among the wetland habitat areas to be provided firm water supplies in accordance with the CVPIA; and

WHEREAS, the Grassland Water District ("District") currently provides water service to private lands within the GRCD and to other lands within the District pursuant to existing contracts with the United States; and

WHEREAS, a long-term contract pursuant to the CVPIA is required to provide a dependable supply of suitable quality water to enable effective and efficient wetland habitat management on lands served by the District; and

WHEREAS, the District is authorized by California Water Code sections 35875 et seq. to contract with the United States for a water supply under the Federal Reclamation Act of June 17, 1902 and all acts amendatory thereof or supplementary thereto; and

WHEREAS, California Water Code section 35406 provides that a water district may execute, by its president and secretary, all contracts and other documents necessary to carry out the powers and purposes of the District; and

WHEREAS, the Bylaws of the District provide that the business and affairs of the District shall be managed, and all powers permitted by law shall be exercised, by or under the direction of the Board of Directors as provided by California Water Code section 34807; and

WHEREAS, the Bylaws of the District provide that the Board of Directors by resolution may authorize any officer or agent to enter into any contract or to execute any instrument in the name of and on behalf of the District; and

WHEREAS, the District and the Bureau of Reclamation, acting as the duly authorized representative of the Secretary of the Interior, acting on behalf of the United States, have negotiated a CONTRACT BETWEEN THE UNITED STATES AND THE GRASSLAND WATER DISTRICT FOR WATER SUPPLY TO LANDS WITHIN THE GRASSLAND RESOURCE CONSERVATION DISTRICT ("Contract") pursuant to the CVPIA that provides water supplies to support effective and efficient wetland habitat management on lands served by the District; and

WHEREAS, the Contract provides that the District's existing water supply contracts with the United States shall be suspended as long as this Contract or a renewal of this Contract is in effect; and

WHEREAS, the Board of Directors of the District has, at a regularly scheduled meeting, reviewed the terms and conditions of the proposed Contract and considered entering into such Contract; and

WHEREAS, the Board of Directors of the District has determined that execution of the Contract would be consistent with the policies and purposes of the District and would further the District's objectives in maintaining and enhancing wetland habitat on lands served by the District; therefore

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF GRASSLAND WATER DISTRICT AS FOLLOWS:

That Pepper Snyder, President of the Board of Directors of the GRASSLAND WATER DISTRICT, is hereby authorized and directed to execute a contract between the United States of America and the District under the terms and conditions set forth in the CONTRACT BETWEEN THE UNITED STATES AND THE GRASSLAND WATER DISTRICT FOR WATER SUPPLY TO LANDS WITHIN THE GRASSLAND RESOURCE CONSERVATION DISTRICT incorporated in this Resolution as Exhibit A.

ADOPTED THIS 16th day of January, 2001

AYES: Pepper Snyder, Jeff Kerry, Bob Nardi, Doug Federighi, Tom Mackey

NOES: None

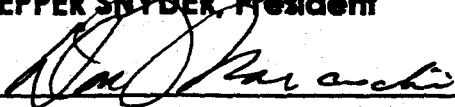
ABSENT: None

ABSTAIN: None


VACANCY: None

GRASSLAND WATER DISTRICT

By: 
PEPPER SNYDER, President

By: 
DON MARCIOCHI, Secretary

I certify that the above is a true
and exact copy of the resolution
adopted by the Board of Directors
of the Grassland Water District on
January 16, 2001.

By 
DON MARCIOCHI, Secretary